



Entered on Docket
July 01, 2010

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Wells Fargo Bank, N.A.

10-71950

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In Re:

Bk Case No.: 10-16626-lbr

Michael V. Tomasello and Brandy-Lee H.
Tomasello

Date: 6/16/2010
Time: 10:30 am

Chapter 13

Debtors

1 **ORDER VACATING AUTOMATIC STAY**

2 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the
3 above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to
4 Secured Creditor Wells Fargo Bank, N.A., its assignees and/or successors in interest, of the subject
5 property, generally described as 5994 Red Raspberry Court, Las Vegas, NV 89142.

6 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give
7 Debtors at least seven business days' notice of the time, place and date of sale.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby
9 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee of
10 the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its secured
11 Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the foreclosure sale.
12

13
14 Submitted by:

15 **WILDE & ASSOCIATES**

16 By: K. Wilde #10235
17 Gregory L. Wilde, Esq.
18 Attorney for Secured Creditor

19 **APPROVED / DISAPPROVED**

20 By: _____
21 Narrah F. Newark
22 Attorney for Debtor(s)

23 **APPROVED / DISAPPROVED**

24 By: _____
25 Rick A. Yarnall
26 Chapter 13 Trustee

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12
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14 Submitted by:

15 **WILDE & ASSOCIATES**

16 By: _____
17 Gregory L. Wilde, Esq.
18 Attorney for Secured Creditor

19 **APPROVED / DISAPPROVED**

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21 Narrah F. Newark
22 Attorney for Debtor(s)

23 **APPROVED / DISAPPROVED**

24 By: _____
25 Rick A. Yarnall
26 Chapter 13 Trustee

In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

The court waived the requirements of LR 9021.

No parties appeared or filed written objections, and there is no trustee appointed in the case.

No parties appeared or filed written objections, and the trustee is the movant.

This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any trustee appointed in this case, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below:

Debtor's counsel:

approved the form of this order disapproved the form of this order

waived the right to review the order and/or failed to respond to the document

appeared at the hearing, waived the right to review the order

matter unopposed, did not appear at the hearing, waived the right to review the order

Trustee:

approved the form of this order disapproved the form of this order

waived the right to review the order and/or failed to respond to the document

This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below.

Debtor's counsel:

approved the form of this order disapproved the form of this order

waived the right to review the order and/or failed to respond to the document

appeared at the hearing, waived the right to review the order

matter unopposed, did not appear at the hearing, waived the right to review the order

Trustee:

approved the form of this order disapproved the form of this order

waived the right to review the order and/or failed to respond to the document

I certify that I have served a copy of this order with the motion, and no parties appeared or filed written objection.

Submitted by:

/s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

Attorney for Secured Creditor